


COUNTY OF YORK

MEMORANDUM

DATE: August 22, 2006 (BOS Mtg. 9/5/06)

TO: York County Board of Supervisors

FROM: James O. McReynolds, County Administrator 

SUBJECT: Mooretown Road Right-of-Way Abandonment and Addition

The Williamsburg Residency office of VDOT is currently involved in a review of its files to ensure that all previously constructed road projects are properly closed out. It has come to the Residency's attention that the County was never requested to take certain right-of-way abandonment and addition actions in connection with the Mooretown Road construction project between Waller Mill and Airport Roads.

On the northern segment of this road corridor (i.e., the segment just south of Airport Road) the new road was constructed in newly acquired right-of-way and the old roadbed was demolished. The right-of-way for that old roadbed alignment has never been officially abandoned. Likewise, the new right-of-way (for the entire corridor between Airport and Waller Mill Roads has never been officially added to the Secondary System. Section 33.1-155 of the Code of Virginia establishes a procedure for the abandonment, by resolution of the Board of Supervisors (without notice or public hearing), of right-of-way made unnecessary as the result of construction of a new route serving the same citizens. Upon abandonment, the right-of-way, which is the form of a prescriptive easement, will revert to the adjoining property owners. Accordingly, VDOT has requested that the Board consider adoption of the attached resolution to officially abandon the unused right-of-way and to officially request that the new right-of-way segments be added to the State Secondary System.

I recommend adoption of proposed Resolution R06-114.

Carter/3337

Attachments:

- Area Map
- Right-of-Way Maps provided by VDOT (2 sheets)
- VDOT form Nos. AM-4.3
- Proposed Resolution No. R06-114